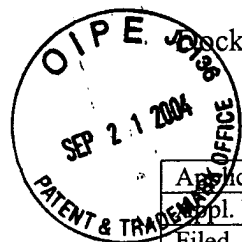


07-23-04

1F00-0



Docket No.: 066778-0365

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	: Zhou, Qun-Yong	Customer No.: 41552
Appl. No.	: 10/811,328	Confirmation No.: 1713
Filed	: March 25, 2004	<b>CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)</b> "Express Mail" Mailing Label Number EV 494142522 US I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>Sept. 21, 2004</u> . <i>Cris Johnson</i> Cris Johnson
Title	: METHODS FOR MODULATING GASTRIC SECRETION USING PROKINETICIN RECEPTOR ANTAGONISTS	
Grp./A.U.	: 1653	
Examiner:	: To Be Assigned	

**RESPONSE TO NOTICE  
OF MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Parts of Application dated May 13, 2004, submitted herewith are the following documents for filing in the above-referenced application:

1. Copy of the Notice
2. Declaration (which is in compliance with 37 CFR 1.63(b))
3. Statement Under 37 C.F.R. 3.73(b) w/copy of Assignment
4. Power of Attorney by Assignee
5. Small Entity Statement
6. Statutory Basic filing fee of \$385.00
7. Late Filing Fee Surcharge of \$65.00
8. Additional Claims Fee of \$478.00 (addtn'l claims \$333 & multiple claims \$145)
9. Petition for Extension of Time \$475.00

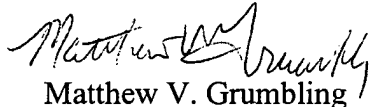
066778-0365

Please charge Deposit Account No. 502624 in the amount of \$1,403.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

It is requested that the official filing receipt now be issued.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP

A handwritten signature in dark ink, appearing to read "Matthew V. Grumbling", is written over the printed name.

Matthew V. Grumbling  
Registration No. 44,427

4370 La Jolla Village Drive, Suite 700  
San Diego, CA 92122  
858.535.9001 MVG:cej  
Facsimile: 858.597.1585  
**Date: September 21, 2004**

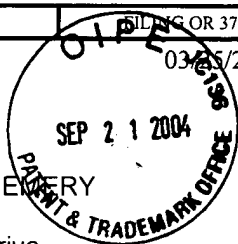


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILED OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,328	03/25/2004	Qun-Yong Zhou	66778-365

Cathryn Campbell  
 McDERMOTT, WILL & EMERY  
 7th Floor  
 4370 La Jolla Village Drive  
 San Diego, CA 92122



CONFIRMATION NO. 1713

## FORMALITIES LETTER



\*OC000000012643259\*

Date Mailed: 05/13/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/24/2004 DTESSEM1 00000003 502624 10811328

01 FC:2001 385.00 DA  
 02 FC:2202 333.00 DA  
 03 FC:2203 145.00 DA  
 04 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$956** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1856** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$956**
  - **\$666** for **37** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to:    Mail Stop Missing Parts  
                                                 Commissioner for Patents  
                                                 P.O. Box 1450  
                                                 Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE